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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants : Devon SHYU and John MAT :
Serial No. : 09/821,135 :
Filed : March 30, 2001 :
For : **CCD SCANNER CAPABLE OF SCANNING AT
AN ARBITRARY ANGLE** :
To : Office of Petitions :
Attention : Head of Office :
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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Attention: Office of Petitions
Director of Office

Dear Sir or Madam:

**PETITION UNDER 37 CFR 1.182 TO DIRECT APPLICATION,
ABANDONED BY PTO MISTAKE, TO PUBLICATION**

A check in the amount of One Hundred Thirty Dollars (\$130.00) to cover the Petition is enclosed herewith.

04/12/2010 MBELETE1 00000043 09821135

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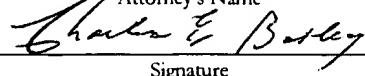
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MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as First-Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Attention: Office of Petitions, Director of Office on the date indicated below:

Charles E. Baxley

Attorney's Name



Signature

April 7, 2010

Date

Issuance of a Patent on the above referenced United States Patent is requested respectfully.

In Bibliographic Data status of the Application is stated to be:

Abandonment for Failure to Correct
Drawings/Oath/NonPub Request.

However in actual fact the Application had been abandoned and was thereafter revived and was at its last sighting to be forwarded from the Office of Petitions to the Publishing Division for issuance of a Patent thereon. A Decision of the Office of Petitions, by Petitions Examiner Gretta WILLIAMS had issued on December 27, 2002.

Inquiries about the Application have been made regularly and earnestly by the undersigned Attorney over the years without a satisfactory result. In April 2004 it was reported to me that the prosecution file had been misplaced. This firm has been in telephonic contact with Examiner Alicia M. HARRINGTON, who was in charge of its examination, and thereafter with Examiner Elizabeth A. ALBERT and in the last few years with Senior Petitions Attorney Patricia BALL of your Office. Throughout the years I have received courteous treatment and sympathy from PTO, but no Patent.

The Application is owned by Avision Inc. of Taiwan and it was entrusted to my care by Kingcraft International Patent & Trademark Office of Taichung, Taiwan. Neither of those organizations any longer sends work to this firm. They blame me for this orphaned Application.

I never worked at PTO. I am very favorably impressed with functioning of the Office of Petitions, I am also very favorably impressed by the Examining Operation and likewise I am favorably impressed by the Office of Publications. I am inclined to suspect that our problem involves failure of communication between or among the foregoing organs of PTO. It has been suggested to me that the Application may have been misdirected and it needs redirection from the Office of Petitions to the Office of Publications. If we are dealing with a misplaced or destroyed Application, it is electronic and it can be reproduced from PTO's database. This firm would be

pleased to provide copies of all documents between PTO and this firm. This firm will cooperate with any reasonable requests from PTO hereon.

No one has suffered more than me due to the problem with the Application in quo. Yet I will not turn my back on the problem. I feel sure that I can count on you to use your Office to achieve issuance of a Patent hereon.

Your patience, concern and executive prowess are acknowledged and appreciated.

Dated: New York, New York
April 7, 2010

Respectfully,

HART, BAXLEY, DANIELS & HOLTON

By: Charles E. Baxley

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Enclosure: Check in the amount of \$130.00.